

MILL CREEK DISTRIBUTION SYSTEM ANNUAL MEETING

FEBRUARY 24, 2010

The annual meeting of the Mill Creek Distribution System was called to order at 10:05 a.m. by Chairman Jim Farnsworth. Marc Stilson read the minutes of the 2009 meeting. There were no corrections or additions to be made. A motion was made by Mark Sovine and seconded by Janie Walker to accept the minutes as read. All present voted in the affirmative.

The next item of business to be considered by the water users was the Commissioner's Report for 2009. The 2009 water year was poor with shortages beginning in early summer. Commissioner Rob Magleby stated that the District's well pumps were started in June and provided water to the irrigation company throughout the remainder of the summer. It was noted that the upper Shoemaker well proved unreliable because of a problem with the pump and was not used very much. Commissioner Magleby stated that new meters were installed on Pipelines 2 and 3 this year and proved to be very reliable through the irrigation season. The commissioner voiced concerns regarding the flume on the Wilson Mesa ditch. The flume does not sit level and should be repaired. Commissioner Magleby also informed the committee that the weir for the Walker diversion had been calibrated and water taken intermittently throughout the summer. A motion was made by Ben Byrd and seconded by Mark Sovine to accept the Commissioner's Report. The motion passed.

A report from the Division of Water Rights was next on the agenda. Mr. Stilson discussed some of the proposed water and irrigation legislation currently before the state legislature. A bill providing a property tax exemption for water facilities is being considered along with a bill dealing with canal safety. Another bill provides for the collection of rainwater in small amounts without obtaining a water right. There is also a bill being considered that would provide restrictions on a water company's denial of a shareholder's change request.

A discussion ensued in regards to automation of the distribution systems points of diversion. Several options for funding the automation were discussed. The committee decided to postpone a decision on funding for automation until additional opportunities for grant funding are explored. The committee also discussed placing a measuring device on Mill Creek below Powerhouse Dam to allow for better measurement of North Fork flows. The committee decided to first try calibrating the flow passing over Powerhouse Dam.

A review of the 2009 Financial Statement was next on the agenda. Ms. Sue Odekirk indicated that as of January 1, 2009 there was \$2,830.48 in the Trust Account. During 2009, receipts totaled \$7,518.20, of which \$7,305.00 was collected from regular assessments, \$180.85 in previous assessments and penalties and \$32.35 in interest. Expenditures totaled \$6,314.22. The balance in the Trust Account as of December 31, 2009 was \$4,034.46. There was one delinquent account that was paid in full at the meeting. A motion was made by Janie Walker and seconded by Mark Sovine to accept the Financial Statement as read. The motion passed.

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The next item of business was the preparation of the budget for 2010. Commissioner Magleby informed the committee that a mistake had been made in applying for the travel expense reimbursement. A total of \$740.00 had been left of the reimbursement request. Commissioner Magleby requested that the error be corrected in the 2010 budget. After a brief discussion, the committee agreed to insert a line item into the 2010 budget allowing the commissioner to recover the remaining travel expenses for 2009. After some discussion, the following budget was prepared:

Commissioner's Salary's	\$4,250.00
Social Security	325.13
Travel Expenses @50.5¢/mile	1,900.00
Travel Expenses (Remaining 2009)	740.00
State Engineer's Assessment	500.00
Insurance	38.00
Annual Report	100.00
Miscellaneous	<u>50.00</u>
Total	\$7,903.13

Ben Byrd made a motion to set the 2010 budget as proposed. Mark Sovine seconded the motion. The motion passed.

Ben Byrd made a motion to set the assessment for 2010 at \$6,900.00. The motion was seconded by Mark Sovine. The motion passed.

The final item of business was the appointment of a Water User's Committee to transact any necessary business during 2009. Ben Byrd indicated he would be serving on the committee as the representative for Moab Irrigation Company. Mark Sovine motioned to reappoint the same committee for 2010 with the exception of Ben Byrd for George Carter as the representative for Moab Irrigation Company. Janie Walker seconded the motion. The motion passed. The committee is as follows:

Jim Farnsworth	Chairman, Mesa Users
Ben Byrd	Moab Irrigation Company
Janie Walker	Self
Mark Sovine	GWSSA

The SNOTEL report for this date shows the current snowpack is LaSal Mountain 137%, Camp Jackson 149% and East Willow Creek 162%. The committee also discussed distribution plans for the 2010 irrigation season.

With no further business the meeting adjourned at 12:47 p.m.

Those present at the meeting included the following:

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**Jim Farnsworth
Rob Magleby
Ben Byrd
George Carter
David Engleman
Mark Sovine
Janie Walker
Brian Ballard
Marc Stilson
David Horsley
Sue Odekirk
Aaron Hunt**

**Chairman / South Mesa
Mill Creek Commissioner
Moab Irrigation Company
Moab Irrigation Company
Moab Irrigation Company
GWSSA
Walker Diversion
Walker Diversion
Division of Water Rights
Division of Water Rights
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